

09/284 683

ASSISTANT COMMISSIONER FOR PATENTS
Washington, DC 20231

Sir:

In re application of: CEVC, Gregor
Serial No.: 09/284,683
International Filing Date: October 17, 1996
For: Preparation For The Transport Of An Active Substance Across Barriers

Transmitted herewith is an **Response To Notification of Missing Requirements** in the above-identified application.

☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

☒ No fee for additional claims is required.

☐ A filing fee for additional claims calculated as shown below, is required:

(Col. 1)		(Col. 2)		SMALL ENTITY			LARGE ENTITY		
FOR:	REMAINING	HIGHEST		RATE	FEE	OR	RATE	FEE	
	AFTER	PREVIOUSLY	PRESENT						
	AMENDMENT	PAID FOR	EXTRA						
TOTAL CLAIMS	*33	Minus** 33 =	0	x \$ 11	\$		x \$ 22	\$0	
INDEP. CLAIMS	*2	Minus*** 3 =	0	x \$ 41	\$		x \$ 82	\$0	
() FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$135	\$		+ \$270	\$	

TOTAL: \$ OR TOTAL: \$0

*If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

**If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

***If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

☒ Also transmitted herewith:

☐ Petition for extension under 37 CFR 1.136 (in duplicate)

☒ Declaration and Power of Attorney;

☒ Copy of Notification of Missing Requirements Under 35 U.S.C. 371 In The United States
Designated/Elected Office (DO/EO/US)

☒ Other: Seven (7) Sheets of Drawings

☐ Please charge my Deposit Account No. 50-0552 in the amount of _____. A duplicate copy of this sheet is enclosed.

☐ A check in the amount of \$ _____ is attached to cover:

☐ Filing fee for additional claim under 37 CFR 1.16

☐ Petition for Extension fee

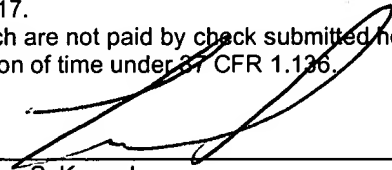
☐ Other: Notice of Appeal

☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552. A duplicate copy of this sheet is enclosed.

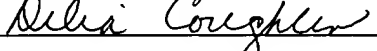
☒ Any filing fee under 37 CFR 1.16 for the presentation of additional claims which are not paid by check submitted herewith.

☒ Any patent application processing fees under 37 CFR 1.17.

☒ Any petition fees for extension under 37 CFR 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.


Cary S. Kappel
Reg. No. 36,561
DAVIDSON, DAVIDSON & KAPPEL, LLC
1140 Avenue of the Americas, 15th Floor
New York, New York 10036
(212) 997-1028

I hereby certify that this document and any documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" in an envelope addressed to "Assistant Commissioner for Patents, Washington, D.C. 20231" on June 21, 1999.
DAVIDSON, DAVIDSON & KAPPEL, LLC

By: 

500.1007

UNITED STATES PATENT AND TRADEMARK OFFICE

Re: PCT Application of: Robert F. KAIKO, et al.
Serial No.: 09/284,683
International Appln. No.: PCT/EP96/04526
International Filing Date: 17 October 1996
For: PREPARATION FOR THE TRANSPORT OF
AN ACTIVE SUBSTANCE ACROSS BARRIERS

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Assistant Commissioner for Patents
Box PCT
Washington, D.C. 20231

June 21, 1999

Dear Sir:

In response to the Notification of Missing Requirements and Notice of Defective Translation, mailed on May 21, 1999, have a response date set to expire on June 21, 1999, Applicant has attached seven (7) substitute sheets of drawings. Although the text of the drawings as submitted had been translated, the translation appeared on a separate sheet. The substitute drawings now have the English translation of the text contained therein.

In response to the Notification of Defective Oath or Declaration, Applicant herewith submits an executed Declaration and Power of Attorney.

Respectfully submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

By: _____

Cary S. Kappel
Registration No. 36,561

Davidson, Davidson & Kappel, LLC
1140 Avenue of the Americas, 15th Floor
New York, New York 10036
(212) 997-1028

I hereby certify that this document and any documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" in an envelope addressed to "Assistant Commissioner for Patents, Washington, D.C. 20231" on June 21, 1999.

DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: *Debra Coughlin*

09/284683



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Box PCT
Washington, D.C. 20231

528

U.S. APPLICATION NO.

09/284,683

FIRST NAMED APPLICANT

CEVC

ATTY. DOCKET NO.

G

500.1007

INTERNATIONAL APPLICATION NO.

PCT/EP96/04526

I.A. FILING DATE

PRIORITY DATE

10/17/96

00/00/00

DATE MAILED:

05/21/99

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☒ a non-English language.
☐ English.

☒ Translation of the international application into English.

☒ Oath or Declaration of inventor(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☒ Translation of Annexes to the International Preliminary Examination Report into English.

☐ Preliminary amendment(s) filed _____ and _____.

☐ Information Disclosure Statement(s) filed _____ and _____.

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed _____.

☐ Statement Claiming Small Entity Status.

☐ Priority Document.

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice *MUST* be returned with this response.

Enclosed: ☒ PCT/DO/EO/917

☒ Notice of Defective Translation

☐ PTO-875

Barbara Campbell

National Stage Processing

FORM PCT/DO/EO/905 (December 1997)

Telephone: (703) 305-3831

6-21-99 (PM)
6-10-99 (PM)

RECEIVED
MAY 24 1999

DAVIDSON, DAVIDSON & KAPPEL